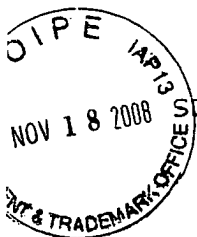


Nov-18-2008 16:06

From-RatnerPrestia P.C.

610-407-0701

T-460 P.002/005 F-715



SDC-100US

USPTO  
Maintenance Fee Branch  
26 NOV 2008

PATENT

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DEC 04 2008

OFFICE OF PETITIONS

U.S. Patent No. 6,850,563  
Appln. No: 09/716,651  
Applicant: Thomas J. Endres et al.  
Filed: November 20, 2000  
Title: DATA SLICER FOR COMBINED TRELLIS DECODING AND EQUALIZATION  
TC/A.U.: 2631  
Examiner: Phuong M. Phu  
Confirmation No.: 8383  
Docket No.: SDC-100US

**Notification of Error in Payment of Fees as a Small Entity  
Under 37 C.F.R. §1.28(c)**

Mail Stop Post Issue  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

An issue fee and maintenance fee were erroneously paid as a small entity in the above-identified application. This error was made in good faith.

The above-identified patent was filed on November 20, 2000 and was assigned to Nxtwave Communications, a small entity. Some of the assets of Nxtwave Communications were purchased by ATI Technologies, Inc on August 11, 2003. The patent issued on February 1, 2005. Before paying the Issue Fee we inquired of the client ATI Technologies, Inc if this patent had been transferred to ATI and were informed that it was still owned by Nxtwave Communications. Thus, we believed that the Issue Fee was properly paid as a small entity.

On July 1, 2008, the 4<sup>th</sup> Year Maintenance Fee was paid as a Small Entity. On September 3, 2008, we were informed that this application was assigned with the transfer on August 11, 2003 and, thus, that the patent was not entitled to small entity status.

12/03/2008 DALLEN 00000018 09716651

01 FC:1461

810.00 OP

~~12/01/2008 DALLEN 00000035 6850563~~

~~01 FC:1335~~

~~515.00 OP~~

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DEC 04 2008

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An itemized list of each fee paid, the actual fee owed and the deficiency owed is enclosed. The total deficiency owed is hereby paid by the enclosed Credit Card Authorization.

Respectfully submitted,

  
Kenneth N. Nigon, Reg. No. 31,549  
Attorney(s) for Applicant(s)

KNN/pb

Attachment: Itemized List of Fees Paid As Small Entity In Error

Dated: November 18, 2008

P.O. Box 980  
Valley Forge, PA 19482-0980  
(610) 407-0700

The Director is hereby  
authorized to charge or  
credit Deposit Account No.  
18-0350 for any additional  
fees, or any underpayment  
or credit for overpayment in  
connection herewith.

I hereby certify that this correspondence  
is being facsimile transmitted to the  
United States Patent and Trademark  
Office (571-273-6500) on the date shown  
below.

Nov. 18, 2008

Patricia Masington  
Patricia Masington

P:\IMPORTBL\RP\PEBOCELLA\372749\_1.DOC

**Itemized List of Fees Paid As Small Entity In Error**

Date	Fee Paid	Amount Paid	Amount Due
12-24-2004	Issue Fee	\$700	\$810
<del>07-01-2008</del>	<del>4<sup>th</sup> Year Maintenance Fee</del>	<del>\$465</del>	<del>\$515</del>
Total Amt. Due			\$1325